



Request for City Council Committee Action from the Department of Public Works

Date: February 12, 2013

To: Honorable Sandra Colvin Roy, Chair, Transportation and Public Works Committee

Subject: **Public Hearing for Ordinance Amendments Related to Special Service Districts**

Recommendation:

Adopt recommended changes to Title 17, Chapters 438, 444, 446, 448, 450, 452, 453, 454, 456, 457, 458, 460, 461, 462, 463, and 465 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Uptown Special Service District, Dinkytown Special Service District, Central Avenue Special Service District, Nicollet Avenue Special Service District, Stadium Village Special Service District, 43 Street W & Upton Avenue South (Linden Hills) Special Service District, Riverview Special Service District, South Hennepin Avenue Special Service District, Franklin Avenue East Special Service District, 48th Street E & Chicago Avenue Special Service District, Hennepin Theatre Special Service District, Bloomington-Lake Special Service District, Chicago-Lake Special Service District, East Lake Street Special Service District, Lyndale-Lake Street Special Service District, and Downtown Business Improvement Special Service District. Deleting direct and indirect references to Minn. Stat. Ch. 429 and clarifying the procedure for levy of service charges.

Previous Directives:

January 11, 2013 – Referral of subject matter of ordinance amendments to Title 18, Chapter 478 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Uptown Special Service District, Dinkytown Special Service District, Central Avenue Special Service District, Nicollet Avenue Special Service District, Stadium Village Special Service District, 43 Street W & Upton Avenue South (Linden Hills) Special Service District, Riverview Special Service District, South Hennepin Avenue Special Service District, Franklin Avenue East Special Service District, 48th Street E & Chicago Avenue Special Service District, Hennepin Theatre Special Service District, Bloomington-Lake Special Service District, Chicago-Lake Special Service District, East Lake Street Special Service District, Lyndale-Lake Street Special Service District, and Downtown Business Improvement Special Service District. Deleting direct and indirect references to Minn. Stat. Ch. 429 and clarifying the procedure for levy of service charges.

Prepared by: Michael D. Kennedy, P.E., Director, Transportation Maintenance and Repair

Approved by:

Steven A. Kotke, P.E., City Engineer, Director of Public Works

Presenters: Michael D. Kennedy, P.E., Director, Transportation Maintenance and Repair

Financial Impact (Check those that apply)

No financial impact

Community Impact:

Neighborhood Notification:
City Goals: A City that Works
Comprehensive Plan:
Zoning Code:

Background/Supporting Information

Minn. Stat. Ch. 428A ("Chapter 428A") and a series of special legislative acts currently enable and govern special service districts (SSDs) in Minneapolis.

Several of the City's special service district ordinances currently contain references to Minn. Stat. Ch. 429 ("Chapter 429"). Chapter 429 generally governs the authority and procedures related to special assessments for traditional public improvements and nuisance abatement activities. Chapter 429 does not expressly address services charges for special service districts. Chapter 429 contains procedures, and is subject to a body of law that does not pertain to special service districts.

Neither the state law nor the special legislative acts require use of the procedures set out in Chapter 429.

The City Attorney's Office recommends the deletion of all direct and indirect references to Chapter 429, together with the addition of substitute language to eliminate potential confusion related to processes and procedures governing special service district assessments.

The proposed ordinance amendments would not substantively change the procedures currently followed in the establishment and management of SSDs, but are intended to clarify existing processes.